IN THE HIGH COURT OF JUDICATURE
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION NO :13750 of 2007

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Dated: 29th June 2007.

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Between:

Dr. B.Avanindra Reddy, S/O Late Venkat Reddy, Aged about 43 years, Occ: Doctor, R/o H.No.65/A/A, M.L.A. Colony, Road No.12, Banjara Hills, Hyderabad-500034, Represented by his G.P.A. holder Mr.K.Pandarinath Reddy, S/o K.Rami Reddy Aged agout 63 years, Occ: Retired Professor, R/o. M.L.A. Colony, Road No.12, Banjara Hills, Hyderabad – 500034.

..... PETITIONER

AND

The Joint Collector, Ranga Reddy District, Khairatabad, Hyderabad and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

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W.P.NO.13750 OF 2007

ORAL ORDER:

The 2nd respondent herein appears to have preferred Revision No.D5/4898 of 2006, before the Joint Collector, Ranga Reddy District, questioning the order passed on 09-09-2006, by the Special Grade Deputy Collector and R.D.O., East Divison, R.R. District, wherein the petitioner herein is impleaded as 3rd respondent. Since the Revision petitioner has raised several contentions in support of the Revision, which are, in turn, based upon various documents, which have not been enclosed to the Revision or supplied to the petitioner herein, he approached the Joint Collecltor and filed an I.A. on 28-04-2007 seeking direction to the Revision petitioner to supply such of those documents on which he is placing reliance upon. Finding lukewarm response from the Joint Collector on the said I.A., he supplemented the same by filing a Memo on 22-05-2007 to the same effect. Since the Revision Petition itself has been taken into consideration without passing any orders on the I.A., or the Memo,

dated 22-05-2007, by the Joint Collelctor, the writ petitioner has instituted the present writ petition seeking a declaration that not supplying the documents/material papers in support of the Revision preferred by the 2nd respondent herein and entertaining the same by the Joint Collector, is bad in law.

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue.

It is hardly in doubt that such of those, who seek to place reliance upon any document, must make available a copy of the same to the opposite party. If a copy of the document cannot be supplied, permission to peruse the same and make notes there-from should be allowed. On the other hand, if it is a public document, the petitioner should be permitted a fair and reasonable time to secure copies of the same thereof through the mode known to law. Without complying with these requirements the Revision petitioner cannot proceed further to establish his case before the Joint Collector.

Therefore, the Joint Collector will ensure while dealing with and deciding the Revision No.D5/4898 of 2006, that appropriate orders or directions are passed in the I.A. dated 28-04-2007, together with the Memo dated 22-05-2007, filed by the petitioner herein.

With the above direction, the writ petition is disposed of at the stage of admission.

Nooty Ramamohana Rao, J

Note:
Issue operative portion
by wire at party's cost.
(bo)
mrk
28th May 2007